

UNITED STATES PATENT & TRADEMARK OFFICE

Examiner: SAIDHA, Tekchand

Art Unit: 1652

Applicant:

KIM, Young Tae, et al.

Serial No.:

10/551,508

Filed:

June 5, 2006

For:

**GENE INVOLVED IN THE
BIOSYNTHESIS OF CAROTENOID
AND MARINE MICROORGANISM,
PARACOCCLUS HAEUNDAENSIS,
PRODUCING THE CAROTENOID**

Confirmation No.:

8016

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 6, 2009

Sir:

Pursuant to M.P.E.P. §609 and 37 C.F.R. §§1.56, 1.97-1.99, Applicants herewith submit form PTO/SB/08a, which lists references cited in the International Search Report and which Applicants are aware for the application. A copy of the ISR is enclosed herein.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the documents called to the Examiner's attention herein, Applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

Applicants reserve the right to contend, where appropriate, that a reference asserted against any claim of the present application is not prior art under the facts and the law.

Applicants also reserve the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

Applicants request that the Examiner independently determine those items which the Examiner would consider the most pertinent of all the references cited herein.

This Information Disclosure Statement is filed before the mailing date of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application with the required fee under 37 CFR §1.17(p). Accordingly, this document complies with the requirements of 37 C.F.R. § 1.97. It is respectfully requested that the references cited in the accompanying PTO/SB/08a form be considered and made of record.

Respectfully submitted,

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CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this document is being electronically transmitted to the Commissioner for Patents via EFS-Web on May 6, 2009.

LUCAS & MERCANTI, LLP

BY: 

Elizabeth Lee